IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO. 17175 of 2004

Between:

1 A. Surender, (E-150891), S/o Mothilal,
2 S. Srinivasulu, (E-150895), S/o Narayana,
3 B. Srinivasa Reddy, (E-150903), S/s Laxman Reddy,
4 K. Srinivasa Reddy, (E-150947), S/o Nagi Reddy,
5 P. Loka Reddy, (E-150948), S/o P. Laxma Reddy,
6 S. Yadagiri Rao, (E-150998), S/o Krishna Rao,
7 K. Gopal Reddy, (E-151010), S/o Bucha Reddy,
8 Ashanna, (E-150907), S/o Kurmaiah,
9 B. Munaiah, (E-150913), S/o Sayulu,
10 T. Ramulu, (E-150994), S/o T. Chandraiah,
11 P. Dass, (E-150981), S/o Buchanna,

(All are drivers, APSRTC, Miyapur Bus Depot, Hyderabad.)
12 A.V. Swamy, (E-151022) S/o A. Krishnaiah,
13 K.V. Reddy, (E-150910) S/o Chandra Reddy,
14 S.Kotam Raju, (E-151136) S/o Venkata Raju,
15 Kaleel Mohammad, (E-150993), S/o Mohd. Ghouse,
(Petitioners 12 to 15 are Drivers, APSRTC, HCU Depot, Hyderabad).
16 P.S. Narayana, (E-150992) s/o Rajanna,
17 M.D. Kaja, (E-150969) S/o Mardhan Ali,
(Petitioners 16 and 17 are working in APSRTC Musheerabad Bus

Depot, Hyderabad.)

..... PETITIONER(S)

AND

1 The Regional Manager, APSRTC, Mahabubnagar Region at

Mahabubnagar.
2 The Depot Manager, APSRTC, Miyapur Bus Depot, Hyderabad.
3 The Depot Manager, APSRTC, HCU (Gachibowli) Bus Depot,

Hyderabad.
4 The Depot Manager, APSRTC, Musheerabad Bus Depot,

Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of writ of mandamus declaring that the action of the respondents in not regularising the services of the petitioners even though they have completed 240 days long back as bad, arbitrary, illegal, unjust, unreasonable and consequently direct the respondents to regularise the services of the petitioners as Drivers.

Counsel for the Petitioner:MR.P.VENKATESWAR RAO

For the Respondents.: MR.Y.V.SWAMY, Standing Counsel for the A.P.S.R.T.C.

The Court made the following :

O R D E R:

The petitioners are presently working at Hyderabad as daily wage drivers. They were initially recruited in the Mahaboobnagar region. The grievance of the petitioners is that though there are other juniors retained at Mahaboobnagar, the petitioners were victimized by picking and choosing among the approved list of drivers and sent them to Hyderabad. The further grievance of the petitioners is that the respondents are not following any uniform rule regarding the transfer of the surplus daily wage drivers to other regions. If the respondents follow a uniform rule in affecting the transfers of the daily wage drivers either by following the seniority or adopting some other norms, which is equally applicable to all the candidates there would not be any grievance regarding their transfers. In the light of the submissions made by the petitioners, the respondents are directed to adopt a uniform procedure

for affecting transfers of the daily wage drivers from one region to the other region on the ground of surplus either by following the seniority or by adopting such uniform method applicable to all the candidates working in that particular unit belonging to the same cadre and shall consider the petitioners according to their seniority for the purpose of regularization in Mahaboobnagar unit.

Accordingly, the Writ Petition is disposed of. No order as to costs.

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24th September, 2004.

Mrb

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Regional Manager, APSRTC, Mahabubnagar Region at

Mahabubnagar.
2 The Depot Manager, APSRTC, Miyapur Bus Depot, Hyderabad.
3 The Depot Manager, APSRTC, HCU (Gachibowli) Bus Depot,

Hyderabad.
4 The Depot Manager, APSRTC, Musheerabad Bus Depot,

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